

United States District Court

DISTRICT OF

Massachusetts

Michael E. Criden, individually and on behalf of all
others similarly situated,

Plaintiff,

V.

Biopure Corp., Thomas A. Moore and Carl W.
Rausch,

Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

04 - 10046 NG

TO: (Name and address of defendant)

Carl W. Rausch
592 Pleasant Street
Belmont, MA 02478

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

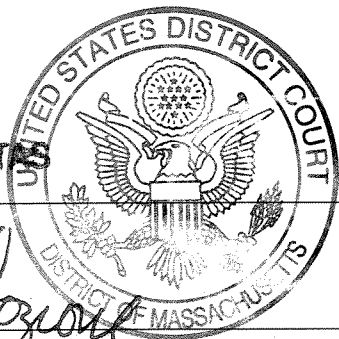
Patrick T. Egan, Esq.
Berman DeValerio Pease Tabacco Burt & Pucillo
One Liberty Square
Boston, MA 02109

an answer to the complaint which is herewith served upon you, within 20 days after service of this
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for
the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period
of time after service.

TONY ANASTAS

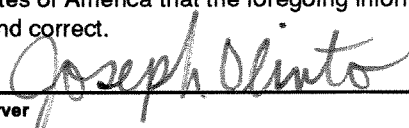
CLERK

(BY) DEPUTY CLERK



JAN - 8 2004

DATE

RETURN OF SERVICE			
Service of the Summons and Complaint was made by me (1)		DATE <div style="text-align: right;">January 27, 2004</div>	
NAME OF SERVER <div style="text-align: center;">JOSEPH OLINTO</div>		TITLE <div style="text-align: center;">Process Server / A Disinterested Person</div>	
Check one box below to indicate appropriate method of service			
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <div style="text-align: center;">592 Pleasant Street, Belmont</div> , MASSACHUSETTS			
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left: <div style="text-align: center;">_____</div>			
Said service was made at: _____, MASSACHUSETTS			
<input type="checkbox"/> Other: By handing true and attested copies thereof to _____ Duly Authorized Agent for the within-named _____ Said service was made at: _____, MASSACHUSETTS			
STATEMENT OF SERVICE FEES			
TRAVEL	SERVICES \$ 10.00	TOTAL \$ 10.00	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.			
Executed on January 27, 2004 Date		<div style="text-align: center;">  Signature of Server One Devonshire Place, Boston, Massachusetts Address of Server </div>	
ADDITIONAL INFORMATION			
PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.			
Date	Time	Remarks	FEE
			\$ 41.00
			\$.00
			\$.00
			\$.00
			\$.00
			\$.00
			\$.00
DUE & DILIGENT SEARCH: \$.00 No service was made because when constable arrived at said address he discovered said address to be			TOTAL \$ 41.00

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.